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March 19, 2020

By ECF

Hon. Paul S. Diamond
United States District Court
Eastern District of Pennsylvania

Re: Stein v. Boockvar, No. 2:16-CV-6827

Your Honor:

The Court should strike the proposed findings of fact (Dkt. #181) submitted by *amicus curiae* Election Systems & Software (“ES&S”). ES&S has appeared in these proceedings as *amicus* only and has not moved to intervene. The Court directed “the parties” to submit proposed findings of fact and conclusions of law. Dkt. #171. “An *amicus* is, of course, not a party to the litigation” *Waste Mgmt. of Pa., Inc. v. City of York*, 162 F.R.D. 34, 36 (M.D. Pa. 1995).

Respectfully Submitted,

/s/

Ilann M. Maazel*

* *Admitted pro hac vice*

c. All counsel of record (by ECF)